

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 22, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE SPC JOHN DAVIS, PFC ANDREW GERBER AND SPC ZACKARY MULLENIX OF THE UNITED STATES ARMY, TSgt JEREMY HARPER OF THE UNITED STATES AIR FORCE AND Cpl BRENT BECKER OF THE UNITED STATES MARINE CORPS TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW: The Board of County Commissioners presented PFC Andrew Gerber and SPC Zackary Mullenix of the United States Army, TSgt Jeremy Harper of the United States Air Force and Cpl Brent Becker of the United States Marine Corps with Certificates of Appreciation honoring them for their courageous commitment to our country. The Board commended their bravery and dedication to the cause of freedom. PFC Gerber, SPC Mullenix, TSgt Harper and Cpl Becker were also presented with medallion challenge coins from Danny Bare, Director of the Clermont County Veterans' Service Commission, a Certificate of Appreciation from Tracy Braden of The Thank You Foundation, Certificates of Recognition and medallion challenge coins from Sheriff Albert J. Rodenberg, and Congressional Proclamations from Steve Caraway, on behalf of Congresswoman Jean Schmidt, honoring them for their service to our country and welcoming them home.

IN RE: BOARD OF COUNTY COMMISSIONERS...ANNUAL TAX BUDGET PUBLIC HEARING FOR THE COUNTY OF CLERMONT, OHIO, FOR FISCAL YEAR 2011...11-0530-001

LET THE RECORD SHOW: THAT THE BOARD OF CLERMONT COUNTY COMMISSIONERS HELD A PUBLIC HEARING THIS DATE AT APPROXIMATELY 10:35 A.M. FOR THE PURPOSE OF RECEIVING PUBLIC COMMENTS RELATIVE TO THE ANNUAL TAX BUDGET FOR THE COUNTY OF CLERMONT, OHIO, FOR FISCAL YEAR 2012.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

SUKIE SCHEETZ, DIRECTOR, OFFICE OF MANAGEMENT AND BUDGET, PROVIDED AN OVERVIEW OF THE PROPOSED TAX BUDGET FOR FISCAL YEAR 2012 AS OUTLINED IN THE ATTACHED HANDOUT. MS. SCHEETZ OUTLINED THE GENERAL FUND AND BUDGETED FUNDS SHOWING HISTORY FROM THE PAST COUPLE OF YEARS. SHE SUMMARIZED THE 2012 TAX BUDGET REVENUE AND EXPENSE ESTIMATES IN THE PROGRAM AREAS NOTING CHANGES FROM 2011. MS. SCHEETZ ALSO STATED 2012 ISSUES INCLUDE FINAL IMPACT OF THE STATE BUDGET, FINAL THE 2011 PROPERTY VALUATION IMPACT, THE DRAW ON FUND BALANCE AND INCONSISTENCY IN PERSONNEL REQUEST.

COPIES OF THE BUDGET WERE AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICES OF BOARD OF COUNTY COMMISSIONERS, COUNTY AUDITOR, AS WELL AS THE TEN (10) BRANCHES OF THE CLERMONT COUNTY PUBLIC LIBRARY AND WAS ALSO POSTED ON THE CLERMONT COUNTY PUBLIC LIBRARY'S WEBSITE. TO DATE, NO COMMENTS HAVE BEEN RECEIVED RELATIVE TO THE PROPOSED TAX BUDGET FOR FISCAL YEAR 2012.

GEORGE R. BROWN, EXECUTIVE DIRECTOR, CLERMONT SENIOR SERVICES, INDICATED THAT THE AGENCY HAS OTHER REVENUE SOURCES FOR THE

SUPPORT AND OPERATION OF CLERMONT SENIOR SERVICES, INC. OTHER THAN THE TAX LEVY DOLLARS.

NO ONE APPEARED BEFORE THE BOARD, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED TAX BUDGET.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 11:28 A.M. LOCAL TIME.

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 11:28 A.M. TO BE RECONVENED AT 1:00 P.M. THIS DATE.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:00 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 99-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 99-11** resolving to approve payment to vendors **in the total amount of \$1,629,793.54** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **June 22, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **06/20/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/ DIVISION OF PUBLIC SAFETY SERVICES...MEMORANDUM OF UNDERSTANDING IN CONCERT WITH THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE BOARD OF CLERMONT COUNTY COMMISSIONERS, OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/ DIVISION OF PUBLIC SAFETY SERVICES AND FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC., REPRESENTING EMERGENCY RESOURCE TECHNICIANS AND PUBLIC SAFETY CALL TAKERS...11-0217-008...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding in concert with the Collective Bargaining Agreement between the Board of Clermont County Commissioners, Office of Technology, Communications and Security/Division of Public Safety Services and Fraternal Order of Police, Ohio Labor Council, Inc., representing the Emergency Resource Technicians and Public Safety Call Takers in the Office of Technology, Communications, and Security, Division of Public Safety Services, for the period 01/01/11 through 12/31/13, previously ratified by the Board of County Commissioners on

03/02/11, which effects changes to Article 17, Sections 17.1 and 17.2, entitled Hours of Work and Overtime to be in compliance with the Fair Labor Standards Act in and as it relates to the 7k exemption (the exemption from the 40 hour work week) and Article 27, Section 27.1, entitled Paid Absence Days to correct an oversight in the language relative thereto, with all other terms and conditions of the Collective Bargaining Agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY...
CONTRACT FOR PROFESSIONAL SERVICES WITH THE CLERMONT
COUNTY FIRE CHIEFS' ALLIANCE FOR DEVELOPMENT OF A
HAZARD ZONE MANAGEMENT PLAN...11-0620-001...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Beth Nevel, Director, Clermont County Emergency Management Agency, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Professional Services by and between the Board of County Commissioners, Clermont County, Ohio, and The Clermont County Fire Chiefs' Alliance, 2401 Old State Route 32, Batavia, Ohio 45103 for the development of a Hazard Zone Management Plan, in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in the amount of \$43,045.00, with said services to be completed by 06/23/11, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 100-11/RESOLUTION TO CERTIFY
DELINQUENT UTILITY CHARGES TO THE CLERMONT COUNTY
AUDITOR FOR PLACEMENT ON THE REAL PROPERTY TAX LIST
AND DUPLICATE...11-0606-002...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie M. Scheetz, Controller, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 100-11** resolving to certify delinquent utility charges in the amounts of \$10,295.99 for Sewer Charges, \$3,685.70 for Water Charges, and \$7,012.74 for Miscellaneous Utility Charges to the Clermont County Auditor for placement on the real property tax list and duplicate of the County of Clermont, Ohio, as a lien against the property served by such connection as identified in Exhibit A, attached thereto and made a part thereof, pursuant to and in compliance with Sections 6103.02 and 6117.02 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 101-11/RESOLUTION AMENDING THE
RULES AND REGULATIONS OF THE CLERMONT COUNTY WATER
RESOURCES DEPARTMENT TO REVISE FEES ASSOCIATED WITH
WATER METERS, FULL SERVICE INSTALLATIONS, TURN
OFF/TURN-ON AND SEPTAGE RECEIVING ACTIVITIES...11-0610-
002...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Thomas C. Yeager, Director of Utilities, and Sukie M. Scheetz, Controller, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 101-11** resolving to amend the Rules and Regulations of the Clermont County Water Resources Department to revise and/or to include the fees and charges associated with Water Meters, Full Service Installations, Turn Off/Turn-On and Septage Receiving Activities as outlined in *Schedule 2 entitled Water Meter and Installation Fees, Schedule 3 entitled Other Fees and Charges, and Schedule 10 entitled Septage Receiving Charges*, attached thereto and made a part thereof, with all existing provisions for water and sewer rates, fees and charges in conflict herewith be and the same are hereby repealed, effective October 1, 2011, pursuant to Section 6103.02 and 6117.02 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 102-11/RESOLUTION AMENDING THE
RULES AND REGULATIONS OF THE CLERMONT COUNTY WATER
RESOURCES DEPARTMENT TO ADJUST SYSTEM CAPACITY
CHARGES FOR THE COUNTY SEWER AND WATERWORKS
SYSTEMS...11-0610-001...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie M. Scheetz, Controller, and Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 102-11** resolving to amend the Rules and Regulations of the Clermont County Water Resources Department to adjust system capacity charges for the County Sewer and Waterworks Systems as outlined in *Schedule 1 entitled System Capacity Charges and System Replacement Fees*, attached thereto and made a part thereof, which represents changes to the capacity fees based upon actual construction cost of the Clermont County Water Resources Department, the Cincinnati Construction Cost Index through April 2011, and actual consumption demands as recorded by current customer history, effective 10/01/2011.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 103-11/RESOLUTION AMENDING THE
RULES AND REGULATIONS OF THE CLERMONT COUNTY WATER
RESOURCES DEPARTMENT TO ADJUST WATER USE RATES FOR
THE COUNTY WATERWORKS SYSTEM...11-0610-003...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie M. Scheetz, Controller, and Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 103-11** resolving to amend the Rules and Regulations of the Clermont County Water Resources Department to increase Water and Sewer Use Rates as outlined in Schedule 4, attached thereto and made part thereof, which represents a 3% increase to the water use rates required to support projected operating cost, debt service and capital improvements and replacement needs of the waterworks system effective September 1, 2011.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, No; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH BEECH BROOK FOR THE PROVISION OF RESIDENTIAL TREATMENT, TREATMENT FOSTER CARE, DAY TREATMENT AND PROJECT STRIDE (YOUTH MENTORING PROGRAM) SERVICES FOR SAME...11-0613-002...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Beech Brook, 3737 Lander Road, Pepper Pike, Ohio 44124, for the provision of residential treatment, treatment foster care, day treatment and Project Stride (Youth Mentoring Program) Services for children in the care and/or custody of the Department of Job and Family Services, Children's Protective Services and/or Clermont County Juvenile Court, at the rates as defined therein, effective for the period of 07/01/11 through 06/30/12, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...CONTRACT FOR SERVICES WITH CLERMONT SENIOR SERVICES, INC. FOR THE PROVISION OF ADULT PROTECTIVE SERVICES FOR SAME...11-0613-004...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Services by and between the County of Clermont, Ohio, and Clermont Senior Services, Inc., 2085-A James E. Sauls Sr. Drive, Batavia, Ohio 45103 for the provision of duties related to the provision of Adult Protective Services to senior citizens in Clermont County, on behalf of the Department of Job and Family Services, for the period of 07/01/11 through 06/30/12, for a total amount of \$31,707.00, payable monthly at the rate of \$2,642.25, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT DIVISION...IV-D SERVICE CONTRACT WITH THE COUNTY SHERIFF FOR THE PURCHASE OF SERVICES FOR SAME...11-0613-003...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a IV-D Service Contract by and between the Department of Job and Family Services/Child Support Enforcement Division and the Clermont County Sheriff, 4470 State Route 222, Batavia, Ohio 45103 for the purchase of services relative to Child Support Enforcement, including execution of personal service of process and/or execution of arrest warrants, at the rate of \$49.01 per unit/hour, for a total of 700 units, for a total amount not to exceed \$34,307.97, effective 04/01/11 through 03/31/12, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...SERVICE AND SUPPORT AGREEMENT WITH BIOMETRIC INFORMATION MANAGEMENT (BIM) FOR SAME...11-0613-005...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Service and Support Agreement by and between the County of Clermont, Ohio, and Biometric Information Management (BIM), 555 Metro Place North, Suite 100, Dublin, Ohio 43017 for the provision of maintenance, service and support relative to the equipment utilized to access information through the Ohio Bureau of Criminal Identification and Investigation System in accordance with the BIM Service & Support Terms and Conditions identified in Exhibit A, attached thereto and made a part thereof, which allows staff of the Department of Job and Family Services to obtain BCI and FBI Background Checks on new employees (including interns), potential in-home child care providers, and potential foster and/or adoptive parents, at an annual rate of \$780.00, effective 07/01/11 through 06/30/12, and which includes an option to renew said agreement for an additional twelve (12) month period, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: CLERMONT TRANSPORTATION CONNECTION...2011 U.S. DEPARTMENT OF TRANSPORTATION MOTOR CARRIER IDENTIFICATION REPORT BIENNIAL UPDATE RELATIVE TO THE OPERATION OF INTERSTATE TRANSPORTATION SERVICES FOR SAME...11-0615-001...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the 2011 U.S. Department of Transportation Motor Carrier Identification Report Biennial Update with the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, Office of Research and Information Technology, IT Operations Division, MC-RIO, 1200 New Jersey Avenue SE, Washington DC, 20077-9385, for U.S. Department of Transportation Number 1063916 relative to the operation of interstate transportation services for Calendar Year 2011, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...WOODBURY GLEN SUBDIVISION/SECTIONS 1 AND 2A/BATAVIA TOWNSHIP...RESOLUTION NUMBERS 104-11 AND 105-11/RESOLUTIONS AUTHORIZING THE CONVERSION OF COMBINED PERFORMANCE-MAINTENANCE BONDS FOR SAME...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Numbers 104-11 and 105-11** resolving to convert the Combined Performance-Maintenance Bonds in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Batavia Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance-Maintenance Bond	Street/Length (miles)
Woodbury Glen Subdivision Section 1 Batavia Township Resolution Number 104-11 DC# 06-0828-005	\$44,000.00/\$13,000.00	Woodlan Court (0.06) Pineview Way (0.07) Woodbury Glen Drive (0.22)
Woodbury Glen Subdivision Section 2A Batavia Township Resolution Number 105-11 DC# 09-0211-002 *Secured by Standby Letter of Credit Number 143 issued by Advantage Bank, 100 East Wilson Bridge Road, Suite 105, Worthington, Ohio 43085	\$40,000.00/\$10,000.00*	Woodbury Glen Drive (0.19) Shawna’s Way (0.03) Glenwood Court (0.10)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBERS 106-11 AND 107-11/RESOLUTIONS FINDING THAT DEERFIELD POINTE, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND AND THE PERFORMANCE BOND FOR SIDEWALKS DATED THE 5TH DAY OF AUGUST, 2004 SECURED BY

INSURANCE BOND NUMBERS 5011190 AND 5011189 OF BOND SAFEGUARD INSURANCE COMPANY, WOODBRIDGE, ILLINOIS, RESPECTIVELY, AND AUTHORIZING RECOVERY AGAINST SAID BONDS FOR COMPLETION OF THE PERFORMANCE ASPECTS OF THE BONDS...04-0723-005...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Numbers 106-11 and 107-11** resolving (1) to certify that Deerfield Pointe, LLC has defaulted on the terms and conditions set forth in the Combined Performance and Maintenance Bond and the Performance Bond for Sidewalks secured by Bond Safeguard Insurance Company, 900 S. Frontage Road, Suite 250, Woodridge, Illinois 60517 for Bond Numbers 5011190 and 5011189 in the amounts of \$16,000.00 and \$31,850.00, respectively, as Surety for Deerfield Pointe Subdivision, Section Two located within Miami Township, ratified by the Board of County Commissioners on 08/05/04, by failing to perform the completion, construction, repair and maintenance of Cross Creek Lane and Pointe Drive, as well as, the sidewalks therefore as shown on Record Plat Number 629-2210 and that the Board of County Commissioners is obligated to complete the performance thereof and (2) to determine that the amounts necessary to complete and perform such construction and/or maintenance activities to cure the default by Deerfield Pointe, LLC is in the amounts of \$16,000.00 for the referenced streets and \$11,250.00 for the said sidewalks and that the County Engineer is hereby authorized and directed to present to Deerfield Pointe, LLC and Bond Safeguard Insurance Company a certified copy of this resolution together with a demand for payment(s) in the amounts of \$16,000.00 and \$11,250.00 heretofore referenced pursuant to the terms and conditions of Bond Numbers 5011190 and 5011189 and (3) upon review and approval of the Office of the Prosecuting Attorney of Clermont County, Ohio, the County Engineer is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners to complete recovery and deposit of said sums to the benefit of the County for the construction and/or maintenance activities required for the completion thereof.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: PROSECUTING ATTORNEY...2011-2012 VICTIMS OF CRIME ACT (VOCA)/STATE VICTIMS ASSISTANCE ACT (SVAA) GRANT APPLICATION FOR FUNDING FROM THE STATE OF OHIO OFFICE OF THE ATTORNEY GENERAL FOR THE CONTINUATION OF THE CLERMONT COUNTY COMMON PLEAS AND MUNICIPAL COURTS ADVOCATE PROGRAM IMPLEMENTED BY THE PROSECUTING ATTORNEY...11-0608-003...EXECUTED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Donald W. White, Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to execute the 2011-2012 Victims of Crime Act (VOCA)/State Victims Assistance Act (SVAA) Grant Application and all Assurances and Certificates therein required for funding from the State of Ohio Office of the Attorney General, 150 East Gay Street, 25th Floor, Columbus, Ohio 43215 for the continuation of the Advocate Program to provide/extend victim advocate services to the Clermont County Common Pleas and Municipal Courts, implemented by the Prosecuting Attorney, in the amount of \$98,614.00, with a required local match in the amount of \$32,871.00 to be provided from the 2011-2012 Annual Appropriations for the Prosecuting Attorney, for a total VOCA Program amount of \$131,485.00 and an amount of \$6,586.00 for the SVAA Program, with no local match required therefore, for a

total amount of \$138,071.00 for the Advocate Program, for the period of 10/01/11 through 09/30/12, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Abstained.

IN RE: CLERMONT COUNTY COMMON PLEAS COURT/DIVISION OF PROBATE AND JUVENILE COURTS...AGREEMENT WITH DOLBEY & COMPANY, INC. FOR THE PROVISION OF MAINTENANCE AND SUPPORT SERVICES RELATIVE TO THE FTR RECORDING SYSTEMS FOR SAME...11-0608-002...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Court of Common Pleas/Division of Probate and Juvenile Courts, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute an Agreement by and between the County of Clermont, Ohio, and Dolbey & Company, Inc., 7164 Beechmont Avenue, Cincinnati, Ohio 45230-4128 for the provision of maintenance and support services relative to the FTR Recording Systems for both the Clermont County Probate and Juvenile Courts as outlined therein, for a total amount not to exceed \$3,319.00, effective 07/19/11 through 07/18/12, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY JUVENILE COURT...SUBGRANT AGREEMENT BY AND AMONG THE CLERMONT COUNTY BOARD OF COMMISSIONERS, THE CLERMONT COUNTY JUVENILE COURT AND THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES FOR THE REIMBURSEMENT OF FOSTER CARE MAINTENANCE, ADMINISTRATIVE, AND TRAINING COSTS RELATIVE TO THE ADMINISTRATION OF THE TITLE IV-E PROGRAM FOR SAME...11-0610-004...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Subgrant Agreement by and among the Clermont County Board of Commissioners, the Clermont County Juvenile Court and the Ohio Department of Job and Family Services, 30 East Broad Street, 32nd Floor, Columbus, Ohio 43215-3414 for the reimbursement of foster care maintenance, administrative, and training costs relative to Clermont County Juvenile Court's administration of the Title IV-E Program, with the total amount to be reimbursed not to exceed \$3,000,000.00 for State Fiscal Years 2012 and 2013, effective 07/01/11 through 06/30/13, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...LEASE AGREEMENT WITH THE CLERMONT COUNTY EDUCATIONAL SERVICE CENTER FOR THE LEASE OF SPACE LOCATED AT 2400 CLERMONT CENTER DRIVE, BATAVIA, OHIO...11-0527-004...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie M. Scheetz, Director, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to execute a Lease Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and the Clermont County Educational Service Center, 2400 Clermont Center Drive, Batavia, Ohio 45103, for the lease of 13,938 sq. ft. of office space within the County building located at 2400 Clermont Center Drive, Batavia, Ohio at an annual rate of \$162,184.22, payable by the Clermont County Educational Service Center in one annual installment, effective for the period of 07/01/11 through 06/30/12, with the option to renew for two (2) additional one (1) year terms at the referenced annual rate which will be annually increased by the sum of the annual Consumer Price Index, for each year of the base term expressed as a percentage, and to be applied at the beginning of each renewal term, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF RE-APPOINTMENT TO SERVE ON THE OHIO VALLEY REGIONAL DEVELOPMENT COMMISSION (OVRDC) LOAN REVIEW COMMITTEE...08-0114-005...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to re-appoint Jim Huebner, Senior Vice President of the River Hills Bank, 553 Chamber Drive, Milford, Ohio 45150, to serve as the Clermont County representative on the Ohio Valley Regional Development Commission (OVRDC) Loan Review Committee in the Private Financial Institution category, responsible for the review, recommendation and approval of loans through the Revolving Loan Fund Programs for disposition by the OVRDC Executive Committee, effective 03/01/11 through 03/01/14, pursuant to Section 7.01 of the OVRDC By Laws.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF APPOINTMENTS TO THE CLERMONT COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Karen Scherra, Executive Director, Clermont County Mental Health and Recovery Board, with the concurrence of David L. Spinney, County Administrator, to appoint the following individuals to serve on the Clermont County Alcohol, Drug Addiction and Mental Health Services Board for the terms outlined below, pursuant to Section 340.02 of the Ohio Revised Code:

Name/Address	Term
Angela R. Liggett 4263 Moore-Marathon Road Goshen, Ohio 45122 DC# 11-0505-003	06/01/11 through 05/31/15 (Filling the expired term of Janice M. Block)
Joshua Miller 600 Neptune Way Cincinnati, Ohio 45244 DC# 11-0622-001	07/01/11 through 06/30/15 (Filling the expired term of Glenn Petrosky)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 108-11/RESOLUTION DETERMINING TO PROCEED TO LEVY A RENEWAL TAX IN EXCESS OF THE TEN-MILL LIMITATION FOR PROVIDING OR MAINTAINING SENIOR CITIZENS' SERVICES OR FACILITIES...11-0527-015...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt **Resolution Number 108-11** authorizing the placement of a renewal tax levy in the amount of one and three tenths (1.30) mill for each One Dollar (\$1.00) of valuation which amounts to thirteen cents (\$0.13) per One Hundred Dollars (\$100.00) valuation for a period of five (5) years to be placed on the 2011 tax duplicate for first collection in 2012 and for four (4) years thereafter through 2016, for providing or maintaining senior citizens' services or facilities in and as it relates to the submission of the question of the tax to the electorate of Clermont County, Ohio, at the General Election to be held on Tuesday, 11/08/11, pursuant to Section 5705.19 (Y) and in compliance with Section 5705.03 (B) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 1:43 P.M. TO BE RECONVENED AT 1:45 P.M. THIS DATE.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:52 P.M.

LET THE RECORD SHOW: Commissioner Wilson did not join session at this time.

IN RE: BOARD OF COUNTY COMMISSIONERS...EMPLOYMENT OF SCHROEDER, MAUNDRELL, BARBIERE & POWERS, ATTORNEYS AND COUNSELORS AT LAW, AS LEGAL COUNSEL FOR MATTERS RELATIVE TO PERSONNEL ISSUES IN AND AS IT RELATES TO WILSON VS. WHITE CASE NO. 2011 CVH 854 FOR SAME...11-0616-001...APPROVED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to employ Schroeder, Maundrell, Barbieri & Powers, Attorneys and Counselors at Law, 5300 Socialville-Foster Road, Suite 200, Mason, Ohio 45040, as Legal Counsel to provide a legal defense to County Prosecutor Donald W. White, in and as it relates to the Wilson vs. White Case No. 2011 CVH 854, with compensation therefore at the rates outlined below, pursuant to Section 2744.07 of the Ohio Revised Code and in accordance with the legal opinion obtained from Brian E. Hurley dated June 8, 2011:

Partners:	\$175.00 per hour
Associates:	\$150.00 per hour
Paralegals/Clerks	\$ 75.00 per hour

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Absent.

LET THE RECORD SHOW: Commissioner Wilson rejoined session at this time.

**IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR
THE PROVISION OF MAINTENANCE ON OFFICE
EQUIPMENT...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Prosecuting Attorney DC# 11-0613-001	Millennium Business Systems 5143 Kennedy Avenue Cincinnati, Ohio 45213	Sharp AR-M237 Copier S/N: 65003364	\$250.00 plus \$0.02083 per copy in excess of 12,000 copies	05/23/11 through 05/22/12

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Abstained.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
ACTIONS FOR FISCAL YEAR 2011...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2011 (Resolution Number 209-10) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2011:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FUNCTION -DIVISION- ORG CODE	OBJECT CODE	OBJECT DESCRIPTION	PROJECT CODE (optional)
\$ 5,056.80	General Fund 1000 Juvenile Probation	04-14- 282000	513200	Retirement Payout	
\$ 7,410.00	Solid Waste Management Fund 7600 Solid Waste District	05-24- 541000	610000	Maintenance & Repair	

BUDGET TRANSFER OF FUNDS:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FROM FUNCTION- DIVISION-ORG-OBJECT OBJECT DESCRIPTION	TO FUNCTION-DIVISION-ORG- OBJECT (optional ORG DESC.) OBJECT DESCRIPTION
\$ 292.74	General Fund 1000 Building Inspection	04-01-121371-511200 Regular Salary	04-01-121371-513200 Retirement Payout

CASH TRANSFER OF FUNDS:

AMOUNT	FROM	TO
\$ 189,396.00	Public Assistance Fund 2401-06-01-081000- 700200	Child Support Enforcement Fund 2403-06-01- 086000-480200

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: That a motion by Mr. Wilson, seconded by Mr. Humphrey, to approve the minutes of Informal Regular Session of **05/02/11** carried with Commissioners Wilson and Humphrey voting affirmatively thereon. Commissioner Proud abstained.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Informal Regular Sessions of **05/09/11, 05/23/11, 05/25/11, 05/31/11, 06/01/11 and 06/07/11** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That a motion by Mr. Wilson, seconded by Mr. Proud, to approve the minutes of Regular Session of **06/22/11** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:59 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 06/22/11